(2)

P.R. No. 59/06
Presented by Shri SC Verma
dated 29/1/06

(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

M.A. No. 496 /2006

APPELLANTS CLAIMENTS : 1. Ramsingh, aged 48 yrs., S/o Mahar Singh, Caste – Gond
2. Zhuna Bai, aged 45 yrs.,W/o Ramsingh, Caste – Gond, All resident of Malaldobari, P.S. Kanker, Distt. Kanker (Chhattisgarh)

Vs.

RESPONDENTS NON-APPLICANTS : 1. Smt. Jamuna Thakur, W/o Shri Gautam Singh Thakur, Caste – Kshatriya, age 40 yrs., R/o Bhandaripara Kanker, Distt.- Kanker (C.G.)
2. National Insurance Co. Ltd., Near R.M.S. Office, Jagadalpur, (Chhattisgarh)

Miscellaneous Appeal under Section 173 of the Motor Vehicle Act, 1994

HIGH COURT OF CHHATTISGARH : BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL NO. 496 OF 2006

Appellants : Ram Singh & another

Versus

Respondents: Smt Jamuna Thakur & another

(Arising out of Claim Case No. 7 of 2005)

6-1-2007

Shri SC Verma, counsel for the appellants.

None for respondents No.1.

Shri S. Das, Assistant Manager, National Insurance Company Limited with Shri Anand Kumar Gupta, counsel for respondent No.2.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.90,000/- (Rupees ninety thousand only) to the appellants.

2) For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.

3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.

4) Appellants shall be entitled to receive interest on the amount so deposited, if any.

5) In view of the above, appeal against respondents No.1 stands dismissed.

6) Out of the above amount, Rs.900/- (Rupees nine hundred only) shall be paid to counsel for the appellants directly by the Insurance Company towards counsel fee.

7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.

8) Copy of the award shall be given to the parties free of cost.

Sd/-	**Sd/-**
Justice Vijay Kumar Shrivastava High Court of Chhattisgarh Bilaspur	Member – Lok Adalat High Court of Chhattisgarh Bilaspur

padma